

By permission, Mr. Kirk, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate bill No. 207:

A bill to be entitled an act to incorporate the Lakeland, Mohawk and Tavares Railroad Company and to grant lands to the same.

Also,

Senate bill No. 187:

A bill to be entitled an act to incorporate the Chipola and Chippewa Lake Railroad Company,

Beg leave to report that they have examined the same and find them correctly engrossed,

Very respectfully,

BENJ. F. KIRK,  
Chairman of Committee.

On motion of Mr. Yancey, the Senate adjourned until 10 o'clock Friday morning, May 22, 1891.

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FRIDAY, May 22, 1891.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Baya, Borden, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Johnson, King, Kirk, McKinne, Pirrong, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—22.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

On motion of Mr. King the courtesy of the Senate was extended to Mr. W. E. Loper.

## INTRODUCTION OF BILLS.

By Mr. Kinne:

Senate bill No. 234:

To be entitled an act to provide for the reprinting of volumes three and ten of Florida Supreme Court reports.

Mr. McKinne moved that the rules be waived and that Senate bill No. 234 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill No. 234 was read first time by its title and referred to the Committee on Resolutions.

By Mr. Thomas:

Senate Joint Resolution No. 235:

Requesting the Congress of the United States to grant pensions to the survivors of the Seminole Indian war of 1835-40 and 1857-58.

Mr. Thomas moved that the rules be waived and that Senate Joint Resolution No. 235 be read first time by its title;

Which was agreed to by a two-thirds vote, and Senate Joint Resolution No. 235 was read first time by its title and referred to the Committee on Militia.

By Mr. Calhoun:

Senate bill No. 236:

To be entitled an act to authorize the county commissioners of each county to levy a tax to support the Florida State troops of each county.

Mr. Calhoun moved that the rules be waived and that Senate bill No. 236 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill No. 236 was read first time by its title and referred to the Committee on Militia.

By Mr. Calhoun:

Senate bill No. 237:

To be entitled an act to provide for the leasing of prisoners sentenced to the State prison.

Mr. McKinne moved that the rules be waived and that Senate bill No. 237 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill No. 237 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Pirrong:

Senate Bill No. 238:

To be entitled an act to prohibit the deposit of sawdust in streams, lakes, bays, bayous and navigable waters in the State of Florida.

Mr. Pirrong moved that the rules be waived and that Senate bill No. 238 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill No. 238 was read first time by its title and referred to the Committee on Commerce and Navigation.

By Mr. Myers:

Senate bill No. 239;

To be entitled an act to provide for the levy of taxes for the years 1891 and 1892.

Mr. Myers moved that the rules be waived, and that Senate bill No. 239 be read the first time by its title;

Which was agreed to by a two-thirds vote, and senate bill No. 239 was read first time by its title and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House bill No. 248:

To be entitled an act for the protection and preservation of certain plume birds of this State,

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representative.

Mr. Bristol moved that the rules be waived and that House bill No. 248 be read first time by its title only and placed upon its second reading;

Which was agreed to by a two-thirds vote and House bill No. 248 was read first time by its title only and passed to its its second reading.

Also the following:

HOUSE OF REPRESENTATIVES, }  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House bill No. 95:

To be entitled an act relating to the Blue Spring, Orange City and Atlantic Railroad Company,

And respectfully ask the concurrence of the Senate thereto

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Mr. Wolfe moved that the rules be waived and that House bill No. 95 be read first time by its title only;

Which was agreed to by a two-thirds vote and House bill No. 95 was read first time by its title only and referred to the Committee on Railroads and Telegraphs.

Also the following:

HOUSE OF REPRESENTATIVES, }  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House bill No. 129:

To be entitled an act to amend section 1 of an act entitled an act to incorporate the Fernandina Street and Suburban Railway Company,

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Mr. Wolfe moved that the rules be waived and that House bill No. 129 be read first time by its title only;

Which was agreed to by a two-thirds vote and House bill No. 129 was read first time by its title only and referred to the Committee on Corporations.

Also the following:

HOUSE OF REPRESENTATIVES, }  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform Senate that the House of Representatives has passed—

House bill No. 111:

To be entitled an act declaring the town of Saint Leo, in the county of Pasco, to be a legally incorporated town,

And respectfully request the concurrence of the Senate thereto.

Very respectfully,  
WM. FORSYTH BYNUM,  
Chief Clerk of the House of Representatives.

Mr. Kirk moved that the rules be waived and that House bill No. 111 be read first time by its title only;

Which was agreed to by a two-thirds vote and House bill No. 111 was read first time by its title only and referred to the Committee on City and County Organization.

Also the following:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House bill No. 217:

To be entitled an act to keep in repair all public roads and bridges and to open new roads in the county of Orange, State of Florida.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,  
WM. FORSYTH BYNUM,  
Chief Clerk of the House of Representatives.

Mr. McKinne moved that the rules be waived and that House bill No. 217 be read first time by its title only;

Which was agreed to by a two-thirds vote and House bill No. 217 was read first time by its title only and referred to the Committee on Judiciary.

Also the following:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House bill No. 264:

To be entitled an act relating to persons convicted in muni-

cipal courts and their employment upon the streets and public works of municipalities,

And respectfully request the concurrence of the Senate thereto.

Very respectfully,  
WM. FORSYTH BYNUM,  
Chief Clerk of the House of Representatives.

Mr. Wolfe moved that the rules be waived and that House bill No. 264 be read first time by its title only;

Which was agreed to by a two-thirds vote and House bill No. 264 was read first time by its title only and referred to the Committee on Judiciary.

Also the following:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House bill No. 277:

To be entitled an act to define the manner in which entrances to certain public buildings shall be constructed,

And respectfully request the concurrence of the Senate thereto.

Very respectfully,  
WM. FORSYTH BYNUM,  
Chief Clerk of the House of Representatives.

Mr. Wolfe moved that the rules be waived, and that House bill No. 277 be read first time by its title only;

Which was agreed to by a two-thirds vote, and House bill No. 277 was read first time by its title only and referred to the Committee on Judiciary.

Also the following:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., May 20, 1891, }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate bill No. 122:

To be entitled an act to enforce the payment of taxes by bankers and brokers, with an amendment thereto,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Mr. Pirrong moved that the amendment to Senate bill No. 122, offered by the House, be concurred in;

Which was agreed to and the amendment was concurred in. Senate bill No. 122, with House amendment, was ordered enrolled.

Mr. Browne moved that the Senate concur in the amendments offered by the House of Representatives to Senate bill No. 44;

Which was agreed to and Senate bill No. 44, with House amendments, was ordered enrolled.

#### REPORTS OF COMMITTEES.

Mr. Calhoun, Chairman of the Committee on Corporations, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Corporations, to whom was referred—

Senate bill No. 212:

A bill to be entitled an act to incorporate the Tampa Bay Jockey Club, and to grant certain privileges to the same,  
Beg leave to report that they have had the same under consideration and recommend that it do pass.

Very respectfully,

BENJ. P. CALHOUN,  
Chairman of Committee.

Mr. Bristol, Chairman of the Committee on Claims, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Claims, to whom was referred—

Senate bill No. 226:

Being a bill to be entitled an act for the relief of William Pitt Head,

Have had the same under consideration and have directed their chairman to report the bill unfavorably, for the reason that the requirements of the Constitution in reference to the prescribed notice has not been complied with.

Very respectfully,

W. H. BRISTOL,

Chairman of Committee.

Mr. Wolfe, Chairman of the Committee on Railroads and Telegraphs, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Railroads and Telegraphs, to whom was re-committed—

Senate bill No. 74:

A bill to be entitled an act to require railroad corporations to construct passenger depots on their line of road and to provide a penalty therein,

Beg leave to report that they have considered the same and recommend that it do pass with the following amendment:

Amend by striking out in line 17 of section 3, the words "sections one and two," and insert in lieu thereof the words "section one." Strike out section 2.

Very respectfully,

J. EMMET WOLFE,

Chairman of Committee.

Also the following,

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Railroads and Telegraphs, to whom was referred—

Senate bill No. 232:

A bill to be entitled an act providing for the forfeiture of franchises, grants, rights, privileges, licenses and immunities in certain cases,

Beg leave to report that they have had the same under consideration and recommend that it do pass.

Very respectfully,

J. EMMETT WOLFE,

Chairman of Committee.

Mr. Kirk, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate bill No. 25:

A bill to be entitled an act to incorporate the Alabama, Florida and Mississippi Railroad Company, to confer certain powers therein expressed, and to grant lands to the same.

Also,

Senate bill No. 91:

A bill to be entitled an act to amend sections 3, 4 and 5 of an act prescribing the mode of procedure for the exercise of the powers of eminent domain by cities and towns, approved May 28, 1889,

Also,

Senate bill No. 119:

A bill to be entitled an act to prescribe the conditions under which a certain class of firearms may be carried, to provide a license for the same and for other purposes.

Also,

Senate bill No. 150:

A bill to be entitled an act to incorporate the Florida Loan and Trust Company.

Also,

Senate bill No. 120:

A bill to be entitled an act to regulate sailor boarding house keepers and the shipping of sailors.

Also,

Senate bill No. 125:

A bill to be entitled an act to provide for the payment of attorneys' fees in garnishment before justices of the peace and county judges.

Also,

Senate Bill No. 171:

A bill to be entitled an act to encourage the propagation of sponges in the Florida waters, and grant certain rights and privileges to Thos. A. Hine, Jeremiah Fogarty, Ralph Monroe and Jefferson B. Browne, and to punish any persons for infringing on the same,

Also,

Senate bill No. 173:

A bill to be entitled an act to require railroad companies to

publish lists containing a description of all stock killed by engines or cars of said companies, and providing penalties therefor,

Beg leave to report that they have examined the same and find them correctly engrossed.

Very respectfully,

BENJ. F. KIRK,  
Chairman of Committee.

On motion of Mr. Kirk, the courtesy of the Senate was extended to Mr. C. C. Todd.

On motion of Mr. Crosby, the courtesy of the Senate was extended to Mr. E. G. Hill.

Mr. Johnson, Chairman of the Joint Committee to visit the State Lunatic Asylum, submitted the following report:

TALLAHASSEE, FLA., May 22, 1891.

HON. JEFFERSON B. BROWNE:

President of the Senate:

SIR—The Joint Committee, consisting of J. J. Johnson from the Senate and J. F. Richbourg and Mortimer Bates from the House of Representatives, who were appointed to visit the State Lunatic Asylum, located at Chattahoochee, Fla., having performed that duty and thoroughly inspected and examined the buildings and offices of the institution, and having inquired into the condition of the inmates, now beg leave to report as follows:

We arrived in Chattahoochee on the 18th inst., and at once proceeded to inspect the offices, consisting of dispensary, clothing room, seamstress' department, clerk's office and commissary, also the officers' quarters, and found that everything was kept in a neat and orderly manner. On the following day examination was made of each of the departments of the asylum and found that all were in good condition with one exception, viz: That the flooring of the western division of the department, occupied by the colored females, is giving way and needs repairing, and that in the colored male department the ventilation is insufficient, and we recommend that transoms be placed over each of the doors, fifty-eight in all, and that \$150 be appropriated for that purpose. We found that the number of patients in the asylum was as follows: White males, 62; white females, 69; colored males, 63; colored females, 50; and that they were well and comfortably clothed and supplied with an abundance of wholesome food, including vegetables, and that they were as comfortable and cheerful as could be expected under the circumstances. The committee

would recommend that means be devised for increasing the present water supply, as we find that the same is insufficient and uncertain, and that in case of fire, without better facilities, there would be little hope of saving the buildings; also that the Board of State Institutions at once proceed to inspect the new building, which contains 102 rooms, so that all lunatics now confined in the various county jails may be removed without further delay to the asylum; also that doors be cut so as to afford entrances from the white female department and from the colored male department into the new building; also that the white and colored patients be kept separate as much as possible, and that the superintendent be instructed to exclude all patients who have not been duly adjudged lunatics as required by law, and that no more paupers be received, and that better care be taken of the cemetery. The committee particularly noted the air of neatness and order which pervades each department of the asylum and also the politeness and courtesy of the officers, who were disposed to give all necessary information as to the condition of the institution. We also desire to tender our thanks to the superintendent and his estimable lady, and also to Miss Mary Watson, the efficient manager, for the many courtesies extended to us while making the inspection.

Very respectfully,

J. J. JOHNSON,  
J. F. RICHBOURG,  
MORTIMER BATES,  
Committee.

Which was ordered to be spread upon the Journal.

Mr. Myers, Chairman of the Committee on Enrolled Bills submitted the following report:

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Enrolled Bills, to whom was referred—

Senate bill No. 38:

A bill to be entitled an act to amend sections 4 and 8 of an act entitled an act to incorporate the West Florida Railroad Company, approved May 30, 1889.

Also,

Senate bill No. 33:

A bill to be entitled an act for the relief of William H. Bingham, sheriff in and for the county of Levy,

Beg leave to report that they have examined the same and find them correctly enrolled.

Very respectfully,  
FRED. T. MYERS,  
Chairman of Committee.

Which was read and ordered referred to the Joint Committee on Enrolled Bills.

A message was received from the House of Representatives.

### ENROLLED.

An act to amend an act entitled an act to provide for the appointment of a board of examiners and to regulate the practice of dentistry in the State of Florida.

Was signed by the Hon. Jeff. B. Browne, President, and C. A. Finley, Secretary of the Senate, and the same returned to Mr. Borden, Chairman of the Joint Committee on Enrolled Bills, for presentation to the Governor.

On motion of Mr. Borden the rules were waived and messages from the House of Representatives were read.

The following message from the House was read:

HOUSE OF REPRESENTATIVES, }  
TALLAHASSEE, FLA., May 21, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House bill No. 298:

To be entitled an act to extend and enlarge the boundaries and the powers of the municipality known as Ocala in Marion county, Florida.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,  
WM. FORSYTH BYNUM,  
Chief Clerk of the House of Representatives.

Mr. Borden moved that the rules be waived and that House bill No. 298 be read first time by its title only;

Which was agreed to by a two-thirds vote and House bill No. 298 was read first time by its title only and referred to the Committee on City and County Organization.

#### CONSIDERATION OF BILLS ON SECOND READING.

Senate bill No. 133:

To be entitled an act giving to the county judge jurisdiction to grant letters of guardianship over the persons and property of lunatics and idiots,

Was read second time in full and was ordered engrossed for its third reading.

At the request of Mr. Calhoun, Senate bill No. 162 was passed informally.

On motion of Mr. Crosby, House bill No. 81 was taken up out of its regular order and placed on its second reading, so—

House bill No. 81:

To be entitled an act to prohibit the leaving open pits and holes outside of enclosures,

Was read second time in full.

Mr. Crosby moved that the rules be waived and that House bill No. 81 be passed to its third reading;

Which was agreed to by a two-thirds vote, so—

House bill No. 81:

To be entitled an act to prohibit the leaving open pits and holes outside of enclosures,

Was read third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Borden, Bristol, Brett, Bryant, Calhoun, Coulter, Crosby, Farmer, Hammond Johnson, King, Kirk, McKinne, Myers, Pirrong, Rosborough, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—25.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Pending further consideration of bills on second reading, the following message from the Governor was read:

STATE OF FLORIDA, EXECUTIVE DEPARTMENT,  
TALLAHASSEE, May 19, 1891. }

HON. JEFFERSON B. BROWNE,

President of the Senate:

SIR—I have the honor to inform you that I have signed the following:

An act regulating appeals from municipal and recorders' courts in this State,

And I have deposited the same with the Secretary of State.

Very respectfully,  
F. P. FLEMING.  
Governor.

Also the following:

STATE OF FLORIDA, EXECUTIVE DEPARTMENT,  
TALLAHASSEE, May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I have the honor to inform you that I have signed the following:

An act for the preservation of wild deer, birds and other game,

And have deposited the same with the Secretary of State.

Very respectfully,  
FRANCIS P. FLEMING.  
Governor.

Mr. Myers moved that the rules be waived and that Senate bill No. 189 be taken up out of its regular order and placed upon its third reading;

Which was agreed to and so ordered, so—

Senate bill No. 189:

To be entitled an act to incorporate the Atlantic and Gulf Canal Company of Florida,

Was read third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Broome, Bryant, Calhoun, Coulter, Crosby, Farmer, Hammond, Johnson, King, Kirk, McKinne, Myers, Pirrong, Rosborough, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—22.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Pending further consideration of bills on their second reading—

A message was received from the House of Representatives.

#### SPECIAL ORDERS OF THE DAY.

The hour having arrived for the special consideration of—  
Senate bill No. 93:

A bill to be entitled an act to amend section 2 of an act en-

titled an act to amend an act entitled an act to abolish the corporations of the towns of Tampa and North Tampa, to provide a municipal government for the city of Tampa and to define the boundaries thereof,

Was read third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Bristol, Broome, Calhoun, Crosby, Johnson, King, Kirk, McKinne, Myers, Pirrong, Rosborough, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—20.

Nays—none.

So the bill passed, title as stated.

Mr. Wall moved that the rules be waived and that Senate bill No. 93 be certified to the House at once;

Which was agreed to by a two-thirds vote and so ordered.

Mr. Yancey moved that the rules be waived and that the Senate take up Senate bill No. 202 out of its regular order and place it on its second reading;

Which was agreed to by a two-thirds vote and—

Senate bill No. 202:

A bill to be entitled an act to extend the time for the construction of the Alabama, Florida and Atlantic railway,

Was taken up out of its order and read the second time in full, together with the amendments offered by the Committee on Railroads and Telegraphs.

Mr. Yancey moved that the amendments of the committee be adopted;

Which was agreed to and the amendments to the bill were adopted, and the bill with the amendments was ordered engrossed for its third reading.

Mr. McKinne moved that the rules be waived and that the Senate take up Senate bill No. 187 out of its regular order;

Which was agreed to by a two-thirds vote and—

Senate bill No. 187:

To be entitled an act to incorporate the Chipola and Chipewa Lake Railroad Company,

Was read third time.

Mr. McKinne asked and was granted unanimous consent to insert the name of A. Buford in section 1 of the bill.

The bill was then put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Borden, Bristol, Broome, Bryant, Calhoun, Johnson, King, Kirk, McKinne, Myers, Pirrong, Rosborough, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wall, Wilkinson and Yancey—19.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. McKinne moved that the rules be further waived and that Senate bill No. 187 be certified to the House at once;

Which was agreed to by a two-thirds vote and so ordered.

On motion of Mr. Wall,

Senate bill No. 90:

To be entitled an act to enable the city of Tampa to levy certain taxes and to provide for a more complete assessment of the property in said city for municipal purposes,

Was made the special order for 11 o'clock to-morrow.

Mr. Borden asked and was granted unanimous consent to take up Senate bill No. 165 out of its regular order, so—

Senate bill No. 165:

To be entitled an act to protect depositors who deposit money or other valuables in banks, trust companies or other corporations who propose to receive deposits,

Was taken up out of its regular order and read second time and ordered engrossed for its third reading.

Mr. Wolfe asked and was granted unanimous consent to take up substitute for Senate bill No. 166 out of its regular order, so—

Senate bill No. 166:

To be entitled an act to amend an act to provide for the appointment of county boards of health in and for the several counties of the State of Florida and to define their powers, being Chapter 3859, Laws of Florida, approved June 7, 1889,

Was taken up out of its regular order and read second time in full, together with the substitute offered by the Committee on Public Health.

Mr. Wolfe moved that the substitute offered by the committee be adopted;

Which was withdrawn.

Mr. Smith of 31st, moved that the bill remain on its second reading and that 100 copies of the substitute bill be printed;

Which was agreed to and so ordered.

Mr. Wilkinson asked, and was granted unanimous consent to introduce the following resolution:

Senate Resolution No.—

WHEREAS the Hon. George G. McWhorter, ex-Speaker of the House of Representatives and ex-Chief Justice of the Supreme Court of Florida, departed this life on Thursday, May 21, 1891; therefore be it

*Resolved*, by the Senate of the State of Florida, that the Senate do adjourn, immediately after the adjournment of the



joint assembly, until to-morrow morning, at 10 o'clock, in respect to the memory of the said Geo. G. McWhorter ;

Which was read and adopted.

Mr. Calhoun asked, and was granted unanimous consent, to take up Senate bill No. 227 out of its regular order, so—  
Senate bill No. 227 :

To be entitled an act to exempt the real and personal property of the Mechanics' Steam Fire Engine and Hose Company, of Jacksonville, from taxation and to cancel certain tax sales on the property of said company,

Was taken up out of its regular order, read second time in full and ordered engrossed for its third reading.

Mr. Kirk asked, and was granted unanimous consent, to take up Senate Joint Resolution No. 218 out of its regular order, so—

Senate Joint Resolution No. 218 :

Relative to the election of United States Senators by the people,

Was read second time in full, together with the amendments offered by the Committee on Judiciary.

Mr. Baya moved that the amendments of the committee be adopted ;

Which was agreed to and the amendments to the bill were adopted, and the bill with the amendments was ordered engrossed for its third reading.

Pending further consideration of bills on their second reading—

A message was received from the House of Representatives.

Mr. Bryant moved that the rules be waived and the Senate recur to bills on their third reading ;

Which was agreed to by a two-thirds vote and so ordered.

Mr. Bryant asked and was granted unanimous consent to take up Senate bill No. 207 out of its regular order, so—  
Senate bill No. 207 :

To be entitled an act to incorporate the Lakeland, Mohawk and Tavares Railroad Company, and to grant lands to the same,

Was taken up out of its regular order, read third time and put upon its passage.

Upon its passage the vote was :

Yeas—Messrs. Baya, Borden, Bristol, Bryant, Calhoun, Crosby, Hammond, Johnson, King, Kirk, McKinne, Myers, Pirrong, Rosborough, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—22.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. Bryant moved that the rules be further waived and that Senate bill No. 207 be certified to the House at once ;

Which was agreed to by a two-thirds vote and so ordered.

By permission, Mr. Baya introduced—

Senate Joint Resolution No. 240 :

Proposing an amendment to the Constitution of the State of Florida.

Mr. Baya moved that the rules be waived and that Senate Joint Resolution No. 240 be read first time by its title ;

Which was agreed to by a two-thirds vote and Senate Joint Resolution No. 240 was read first time by its title and referred to the Committee on Judiciary.

By permission, Mr. McKinne introduced—

Senate bill No. 241 :

To be entitled an act in relation to landlords' liens.

Mr. McKinne moved that the rules be waived and that Senate bill No. 241 be read first time by its title ;

Which was agreed to by a two-thirds vote and Senate bill No. 241 was read first time by its title and referred to the Committee on Judiciary.

Pending further consideration of bills—

A committee from the House of Representatives appeared at the bar of the Senate and notified the Senate that the House was ready to receive them in joint session.

The committee thereupon retired.

The President announced that the hour of 12 M. had arrived and the Senate would now proceed to the House of Representatives' hall.

The Senate thereupon marched in a body to the hall of the House of Representatives.

## TWELVE O'CLOCK M.

JOINT SESSION, May 22, 1891.

At 12 o'clock the Senate entered the hall of the House of Representatives and was received by the House.

President Browne in the chair.

The President ordered the Secretary of the Senate to call the roll of the Senate.

Upon call of the roll the following Senators answered to their names :

Mr. President, Messrs. Baya, Borden, Bristol, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Drake, Farmer, Hammond, Johnson, King, Kirk, McKinne, Myers, Pirrong, Ros-

borough, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—28.

A quorum present.

By request of the President, the Speaker of the House ordered the roll of the House called.

Upon call of the roll the following members answered to their names:

Mr. Speaker, Messrs. Atkinson, Baker, Baltzell, Bates, Berry, Bethel, Beville, Blitch of Marion, Bogue, Burford, Canty, Carleton, Carter, Carson, Clark, Coulter, Dykes, Goode, Haddock, Hicks, High, Hocker, Hollinger, Hutchinson, Jenkins, Johns, Langford, Lavender, Mann of Baker, Mann of Hernando, Mays, McCaskill, McRae, McSwain, Morgan, Morris, Newlan, Overstreet, Parker, Peacock, Pittman, Priest, Richbourg, Robertson, Rye, Saulsbury, Shine, Sparkman, Stapler, Summerlin, Thompson, Trammell, Turnbull, Usina, Van, Whitehurst, Whitner, Wilson and Young—60.

A quorum present.

Mr. Turnbull moved that the reading of the Journals of the Senate and House in joint session, held May 21, 1891, be dispensed with.

There being no correction, the Journal was declared approved.

Mr. Summerlin moved that the joint session proceed to vote for a United States Senator;

Which was agreed to and so ordered.

The vote of the Senate was:

For Mr. Call—Messrs. Bryant, Calhoun, Coulter, Crosby, Smith of 30th, Thomas, Wadsworth and Yancey—8.

For Mr. Mays—Messrs. Borden, Brett, Drake, Johnson, King, Kirk, and Wall—7.

For Dr. LaFar—Mr. President and Mr. Wolfe—2.

For Mr. Blount—Messrs. Hammond, McKinne and Pirrong—3.

For Mr. Anderson—Messrs. Baya, Farmer, Myers, Rosborough and Wilkinson—5.

For Mr. Bielby—Mr. Smith of 31st—1.

For W. D. Chipley—Mr. Broome—1.

Upon call of roll Mr. Bristol stated that he was paired with Mr. Summers.

The vote of the House was:

For Mr. Call—Mr. Speaker, Messrs. Bates Berry, Bethel, Carson, Dykes, Goode, Haddock, Lavender, McCaskill, Morgan, Morris, Pittmann, Priest, Rye, Saulsbury, Summerlin, Usina, Vann and Wilson—20.

For Mr. Mays—Messrs. Baker, Burford, Coulter, Jenkins, Mann of Baker, Mann of Hernando, McRae, McSwain, Robert-

son, Sparkman, Trammell, Turnbull and Young—13.

For Mr. Blount—Messrs. Atkinson, Beville, Canty, Carleton, Carter, Hicks, Hocker, Johns, Langford and Mays—10.

For Mr. Anderson—Messrs. Baltzell, Hollinger, Newlan, Overstreet, Parker, Peacock, Shine, Thompson, Whitehurst and Whitner—10.

For Mr. Bloxham—Mr. Bogue—1.

For Mr. Hammond—Mr. Clark—1.

For Mr. Saulsbury—Mr. Hutchinson—1.

Upon call of the roll Mr. Blitch of Marion<sup>s</sup> stated that he was paired with Mr. Brown.

Mr. High stated that he was paired with Mr. Blitch of Levy.

Mr. Monroe stated that he was paired with Mr. Dougherty,

Mr. Stapler stated that he was paired with Mr. Vaughn.

The Secretary announced that the total number of votes cast for United States Senator was 84.

Of which—

Mr. Call received 28 votes.

Mr. Mays received 20 votes.

Mr. Blount received 13 votes.

Mr. Anderson received 15 votes.

Dr. LaFar received 2 votes.

Mr. Bielby received 1 vote.

Mr. Chipley received 1 vote.

Mr. Bloxham received 2 votes.

Mr. Hammond received 1 vote.

Mr. Saulsbury received 1 vote.

The President declared there was no election.

Mr. Bryant moved that the joint session adjourn until 12 o'clock Saturday, May 22, 1891;

Which was agreed to.

Whereupon the Senate withdrew to its chamber.

12:25 O'CLOCK.

At 12:25 P. M. the Senate returned to its chamber.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Borden, Bristol, Broome, Bryant,

Calhoun, Crosby, Drake, Hammond, Johnson, McKinne, Myers, Pirrong, Rosborough, Smith of 30th, Smith of 31st, Thomas, Wadsworth, Wilkinson, Wolfe and Yancey—21.

A quorum present.

The President announced that in accordance with the resolution previously adopted the Senate out of respect to the memory of the late Hon. Geo. J. McWhorter, stood adjourned until 10 o'clock Saturday morning, May 23, 1891.

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SATURDAY, May 23, 1891.

The Senate met pursuant to adjournment.  
The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Borden, Bristol, Brett, Broome, Calhoun, Coulter, Crosby, Hammond, Johnson, King, Kirk, McKinne, Pirrong, Rosborough, Smith of 30th, Smith of 31st, Summers, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—24.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Yancey:

Senate resolution authorizing the Secretary of the Senate to prepare calendar;

Which was read the first time, as follows:

*Be it Resolved*, That the Secretary of the Senate be authorized to furnish daily, for the remaining days of the session 100 copies of a printed calendar of bills on second and third reading, and in hands of the Engrossing Committee; Provided, that the cost of the same, printing and labor in preparing said calendar shall not exceed six dollars per diem.

#### CONSIDERATION OF RESOLUTIONS.

Senate resolution authorizing the Secretary to prepare calendar, was read second time and, on motion of Mr. Yancey, adopted.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representative has adopted—  
Senate Joint Resolution No. 142:

Directing and empowering the Attorney-General to institute legal proceedings to compel settlement of indebtedness to the State by different railroad and canal companies;

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Senate Joint Resolution No. 142 referred to in the message was ordered enrolled.

Also the following:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate bill No. 177:

To be entitled an act to amend an act entitled an act to incorporate and enlarge the powers of the Florida Fruit Exchange, approved May 31, 1877.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Senate bill 177, referred to in the message, was ordered enrolled.

Also the following:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., May 22, 1891. }

HON. J. B. BROWNE,

President of the Senate: